

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
MIDDLE DIVISION**

**MAC East, LLC,
an Alabama Limited Liability
Corporation,**

PLAINTIFF,

vs.

CASE NO. 2:05-cv-1038-MEF

**SHONEY'S LLC.,
a Tennessee limited
liability company,**

DEFENDANT.

AFFIDAVIT

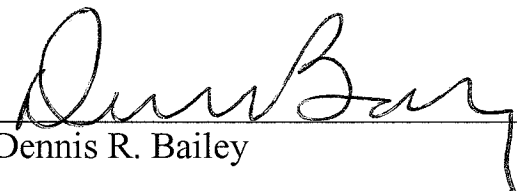
STATE OF ALABAMA

COUNTY OF MONTGOMERY

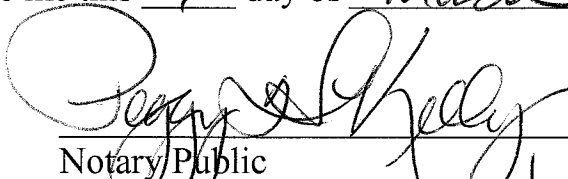
This day personally appeared before me, the undersigned authority at law in and for the state and county aforesaid, DENNIS R. BAILEY, who after being by me first duly sworn stated and deposed upon his oath as follows:

My name is Dennis R. Bailey. I represent the plaintiff in the above matter. The following list of recoverable costs is accurate. These costs were incurred in the defense of this case and were actually and necessarily performed. Copies of invoices are attached hereto.

Copies (1,268 at \$0.20)	\$ 253.60
Outside copies (Pro Legal Copies)	59.08
Filing fees	301.00
Depositions (Donna Power, Robert Stetson, Joan Surles, Letitia Henson, Matthew Coblentz)	<u>1,209.65</u>
TOTAL COSTS	\$1,823.33


Dennis R. Bailey

SWORN TO and subscribed before me this 7 day of March 2007.


Notary Public
My Commission Expires: 11/3/10